

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA, on its  
own behalf and as trustee on behalf of the  
Lummi Nation,

Plaintiffs,

v.

KEITH E. MILNER and SHIRLEY A.  
MILNER,

Defendants.

---

UNITED STATES OF AMERICA, on its  
own behalf and as trustee on behalf of the  
Lummi Nation,

Plaintiff,

v.

MARY D. SHARP,

Defendant.

---

UNITED STATES OF AMERICA, on its  
own behalf and as trustee on behalf of the  
Lummi Nation,

Plaintiff,

v.

BRENT C. NICHOLSON and MARY K.  
NICHOLSON,

Defendants.

---

Case No. C01-0809 RBL

ORDER DENYING DEFENDANTS'  
MOTION FOR FEES UNDER THE EAJA

1 UNITED STATES OF AMERICA, on its  
2 own behalf and as trustee on behalf of the  
Lummi Nation,

3 Plaintiffs,

4 v.

5 HARRY F. CASE,

6 Defendant.

7 

---

UNITED STATES OF AMERICA, on its  
8 own behalf and as trustee on behalf of the  
Lummi Nation,

9 Plaintiff,

10 v.

11 IAN C. BENNETT and MARCIA A. BOYD,

12 Defendants.

13 

---

UNITED STATES OF AMERICA, on its  
14 own behalf and as trustee on behalf of the  
Lummi Nation,

15 Plaintiff,

16 v.

17 DONALD C. WALKER and GLORIA  
18 WALKER,

19 Defendants.

20 

---

THE LUMMI NATION,

21 Intervenor-Plaintiff.  
22

23 This matter is before the court on Defendants' Motion for Reconsideration. [Dkt. #399] The  
24 Court has reviewed and considered the Motion. The issue has been well-briefed and well-argued.

25 Under Local Rule 7, Motions for Reconsideration are disfavored, and will ordinarily be denied  
26 absent a showing of manifest error, or a new factual or legal basis which could not have been raised earlier.  
27 Local Rule 7(h). This standard has not been met in this case, and the Court will not Reconsider its prior  
28 ruling [Dkt. #393].

1 Defendants' Motion for Reconsideration [Dkt. #399] is DENIED.

2 Dated this 16<sup>th</sup> day of December, 2005

3   
4 RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE